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*Class Counsel*

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

DERRICK SATCHELL, KALINI  
 BOYKIN, VALERIE BROWN, RICK  
 GONZALES, CYNTHIA GUERRERO,  
 RACHEL HUTCHINS, TYRONE  
 MERRITT, KELVIN SMITH, SR., and  
 KEN STEVENSON, on behalf of  
 themselves and all others similarly situated,

Plaintiffs,

v.

FEDEX EXPRESS, a Delaware  
 corporation,

Defendant.

Case No. C 03-2659 SI; C 03-2878 SI

CLASS ACTION

**STIPULATION AND [PROPOSED]  
 ORDER SETTING BRIEFING SCHEDULE  
 (Civil Local Rule 6-1)**

1 WHEREAS, Plaintiffs intend to file a Motion to Bifurcate on Friday, June 9, 2006;  
2 WHEREAS, Defendant has requested that the hearing not take place until July 21,  
3 2006;

4 WHEREAS, the parties have agreed to the following briefing schedule for the  
5 motion, which modifies the briefing schedule set forth in the Civil Local Rules;

6 WHEREAS, all briefs will nonetheless be filed two weeks before the scheduled  
7 hearing, as required by the Civil Local Rules;

8 THEREFORE, that parties hereby stipulate and agree as follows, and request that  
9 the Court so order:

10 1. Plaintiffs shall file and serve their Motion To Bifurcate on or before June 9,  
11 2006.

12 2. Defendant shall file its brief in opposition to Plaintiffs' Motion To  
13 Bifurcate on or before June 23, 2006.

14 3. Plaintiffs shall file their reply brief in support of their Motion To Bifurcate  
15 on or before June 30, 2006.

16 4. The hearing on Plaintiffs' Motion To Bifurcate shall be on July 21, 2006 at  
17 9:00 a.m.

18 SO STIPULATED.

19  
20 Dated: June 7, 2006

LIEFF, CABRASER, HEIMANN & BERNSTEIN, LLP

21  
22 By: /s/ Eve H. Cervantez  
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26 *Class Counsel*

1 Dated: June 7, 2006

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2  
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7 *Counsel for Defendant*

8  
9 PURSUANT TO STIPULATION, IT IS SO ORDERED.

10 Dated: \_\_\_\_\_



11 Hon. Susan Illston